

NOTICES OF RULEMAKING DOCKET OPENING

The Administrative Procedure Act (APA) requires the publication of Notices of Rulemaking Docket Opening when an agency opens a rulemaking docket to consider rulemaking. Under the APA effective January 1, 1995, agencies must submit a Notice of Rulemaking Docket Opening before beginning the formal rulemaking process.

NOTICE OF RULEMAKING DOCKET OPENING

DEPARTMENT OF REVENUE TRANSACTION PRIVILEGE AND USE TAX SECTION

1. **Title and its heading:** 15, Revenue
Chapter and its heading: 5, Department of Revenue
Transaction Privilege and Use Tax Section
Article and its heading: 1, Retail Classification
Section number: R15-5-150
2. **The subject matter of the proposed rule:**
The rule provides guidance in the application of the transaction privilege tax to persons engaged in the sale of photography under the retail classification.
The agency docket number:
03-5-05
3. **A citation to all published notices relating to the proceeding:**
None
4. **The name and address of agency personnel with whom persons may communicate regarding the rule:**
Name: Hsin Pai, Analyst
Address: Tax Policy and Research Division
Arizona Department of Revenue
1600 W. Monroe
Phoenix, AZ 85007
Telephone: (602) 716-6851
Fax: (602) 716-7995
5. **The time during which the agency will accept written comments and the time and place where oral comments may be made:**
To be published in the Notice of Proposed Rulemaking
6. **A timetable for agency decisions or other action on the proceeding, if known:**
None

NOTICE OF RULEMAKING DOCKET OPENING

DEPARTMENT OF REVENUE TRANSACTION PRIVILEGE AND USE TAX SECTION

1. **Title and its heading:** 15, Revenue
Chapter and its heading: 5, Department of Revenue
Transaction Privilege and Use Tax Section
Article and its heading: 23, Use Tax
Section number: R15-5-2343
2. **The subject matter of the proposed rule:**
The amended rule will provide guidance for the use tax exemption for purchases of prescription drugs and prosthetic appliances.
The agency docket number:
03-5-06

Notices of Rulemaking Docket Opening

3. A citation to all published notices relating to the proceeding:

None

4. The name and address of agency personnel with whom persons may communicate regarding the rule:

Name: Hsin Pai, Analyst
Address: Tax Policy and Research Division
Arizona Department of Revenue
1600 W. Monroe
Phoenix, AZ 85007
Telephone: (602) 716-6851
Fax: (602) 716-7995

5. The time during which the agency will accept written comments and the time and place where oral comments may be made:

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6. A timetable for agency decisions or other action on the proceeding, if known:

None

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**DEPARTMENT OF TRANSPORTATION
COMMERCIAL PROGRAMS**

1. Title and its heading:

17, Transportation

Chapter and its heading:

5, Department of Transportation
Commercial Programs

Article and its heading:

5, Financial Responsibility

Section numbers:

R17-5-504 and R17-5-505

2. The subject matter of the proposed rules:

The agency will amend R17-5-504 and make new Section R17-5-505 for the following purposes:

- a. To set forth application and maintenance procedures for self-insurance of 26 or more vehicles owned by a person or entity;
- b. To provide notification of reasonable grounds and due process for cancellation of self-insurance by the Division; and
- c. To provide notice of supplementary financial responsibility requirements according to a self-insuring business entity's intended vehicle usage as required under A.R.S. § 28-4033(A).

3. A citation to all published notices relating to the proceeding:

Notice of Proposed Rulemaking: 9 A.A.R. 5117, November 28, 2003

4. The name and address of agency personnel with whom persons may communicate regarding the rule:

Name: Brent P. Heiss, Department Rules Analyst
Address: Administrative Rules Unit
Department of Transportation, Mail Drop 507M
3737 N. 7th Street, Suite 160
Phoenix, AZ 85014-5079
Telephone: (602) 712-7941
Fax: (602) 241-1624
E-mail: bheiss@dot.state.az.us

Please visit the ADOT web site to track progress of this rule and any other agency rulemaking matters at www.dot.state.az.us/about/rules/index.htm.

5. The time during which the agency will accept written comments and the time and place where oral comments may be made:

A person may deliver oral or written comments to the agency official listed in item #4 from 8:00 a.m. to 4:30 p.m. Monday through Friday except state holidays.

6. A timetable for agency decisions or other action on the proceeding, if known:

To be determined

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**DEPARTMENT OF TRANSPORTATION
TAXES**

- 1. Title and its heading:** 17, Transportation
Chapter and its heading: 8, Department of Transportation
Taxes
Article and its heading: 3, Reporting Requirements
Section numbers: R17-8-301 and R17-8-302
- 2. The subject matter of the proposed rules:**
There have been many changes to the agency's supplier report forms throughout the years. These Sections define terms and provide updated information and direction to a current or potential motor fuel supplier for routine monthly reporting requirements to the Division.
In a separate rulemaking, the agency is repealing obsolete Sections in 17 A.A.C. 1, Article 3. This rulemaking will create replacement Sections in a new Chapter, 8, that will contain all future tax rules.
- 3. A citation to all published notices relating to the proceeding:**
None
- 4. The name and address of agency personnel with whom persons may communicate regarding the rule:**
Name: Brent P. Heiss, Department Rules Analyst
Address: Administrative Rules Unit
Department of Transportation, Mail Drop 507M
3737 N. 7th Street, Suite 160
Phoenix, AZ 85014-5079
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To be determined